



State Water Resources Control Board

Division of Water Quality



Linda S. Adams
Secretary for
Environmental Protection

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Arnold Schwarzenegger
Governor

NOTICE OF NONCOMPLIANCE

Fac ID # Business Name
60000 Address
City ST Zip

SUBJECT: Noncompliance with Enhanced Leak Detection (ELD) Testing

This important notice of noncompliance is sent by your local Certified Unified Program Agency (CUPA), (copied on this letter), and the State Water Resources Control Board (State Water Board), Underground Storage Tank (UST) Program.

Our records show that the State Water Board notified you of the requirement to conduct ELD testing at your UST facility due to the proximity of public drinking water wells (within 1000 feet). (See Cal. Health Saf. Code Sections 25292.4 and 25292.5.) If you have single-walled tanks, you were notified in 2001 or in 2002, and if you have double-walled tanks, you were notified in 2003. Testing deadlines specified in all notifications have passed.

Our records further show that you have not provided testing results, nor did the UST Program Manager determine, based on submittal of a Request for Reconsideration, that your UST is exempt from ELD testing requirements. This request was due within 60 days of your notification. You are, therefore, out of compliance with this testing requirement.

You must take steps to bring your facility into compliance. The CUPA in your jurisdiction is the enforcing agency for this requirement and your past and continued failure to comply could lead to administrative or other formal enforcement measures.

If you meet certain criteria, you may be eligible for the RUST Grant and Loan Program to help you pay for testing. (See enclosure.) This program is administered through the State Water Board's Division of Financial Assistance. Contact Kelly Valine at (916) 327-6976 to see if you qualify.

If you have conducted the ELD testing, send the results to this office and to your local CUPA agency immediately. If you possess information that demonstrates that the UST system in question is not subject to the ELD testing requirement, please submit such information to this office immediately for review. Otherwise, make an appointment today to conduct this important test. A list of qualified testers can be found in LG161-3 located at website: http://www.waterboards.ca.gov/ust/leak_prevention/lgs/index.htm. Also see: http://www.waterboards.ca.gov/ust/leak_prevention/ethanol/index.html for additional information.

If you have any questions regarding this letter, please contact your CUPA Representative at: (555) 555-5555.

Sincerely,

Kevin L. Graves, P.E.
Underground Storage Tank Program Manager

Enclosure

CC: CUPA Name

ATTN: Contact

Mailing Address

Cit

ST Zip